

1 ~~SECTION 104.~~ 618.26 (1) (intro.) of the statutes is amended to read:

2 618.26 (1) STRICT COMPLIANCE. (intro.) No nondomestic fraternal may be
3 authorized to do business in this state unless it complies strictly with all of the
4 following requirements:

NOTE: Amends provision in accordance with current style for (intro.) provisions

5 ~~SECTION 105.~~ 618.26 (1) (a) of the statutes is amended to read:

6 618.26 (1) (a) *Financial requirements.* The financial requirements of ss. 614.19
7 and 623.11;

NOTE: Replaces punctuation for internal consistency and conformity with current style.

8 ~~SECTION 106.~~ 623.06 (4m) of the statutes is amended to read:

9 623.06 (4m) This subsection applies to all annuity and pure endowment
10 contracts other than group annuity and pure endowment contracts purchased under
11 a retirement plan or plan of deferred compensation, established or maintained by an
12 employer (including a partnership or sole proprietorship), or by an employee
13 organization, or by both, other than a plan providing individual retirement accounts
14 or individual retirement annuities under section 408 of the U.S. internal revenue
15 code, as now or hereafter amended. Reserves according to the commissioners
16 annuity reserve method for benefits under annuity or pure endowment contracts,
17 excluding any disability and accidental death benefits in such contracts, shall be the
18 greatest of the respective excesses of the present values, at the date of valuation, of
19 the future guaranteed benefits, including guaranteed nonforfeiture benefits,
20 provided for by such contracts at the end of each respective contract year, over the
21 present value, at the date of valuation, of any future valuation considerations
22 derived from future gross considerations, required by the terms of such contract, that
23 become payable prior to the end of such respective contract year. The future

1 guaranteed benefits shall be determined by using the mortality table, if any, and the
2 interest rate specified in such contracts for determining guaranteed benefits. The
3 valuation considerations are the portions of the respective gross considerations
4 applied under the terms of such contracts to determine nonforfeiture values.

NOTE: Replaces parentheses consistent with current style.

POU
5 ~~SECTION 107.~~ 625.03 (intro.) and (1) to (6) of the statutes are renumbered
6 625.03 (1m) (intro.) and (a) to ~~(f)~~ (e)

NOTE: The subject matter of this sub. (7) does not fit within the series under, and is grammatically incompatible with, s. 625.03 (intro.) and the renumbering by this section of this bill is made to separate sub. (7) from that list.

POU
7 ~~SECTION 108.~~ 631.07 (3) (a) (intro.), 1. to 3. and 4. of the statutes are amended
8 to read:

9 631.07 (3) (a) (intro.) *Consent unnecessary.* A life or disability insurance policy
10 may be taken out without consent in any of the following cases:

11 1. A person may obtain insurance on a dependent who does not have legal
12 capacity;

13 2. A creditor may at the expense of the creditor obtain life or disability
14 insurance on the debtor in an amount reasonably related to the amount of the debt;

15 3. A person may obtain a life or disability insurance policy on members of the
16 person's family living with or dependent on the person;

17 4. A person may obtain a disability insurance policy on others that would
18 merely indemnify against expenses the policyholder would be legally or morally
19 obligated to pay; and.

NOTE: Amends subsection (intro.) to conform with current style for (intro.) provisions and replaces punctuation for internal consistency and conformity with current style.

INSERT
53-20 20 **SECTION 109.** 631.07 (3) (a) 5. of the statutes is renumbered 631.07 (3) (am).

NOTE: The subject matter of this provision does not correspond to, nor does it fit grammatically within, the list of persons under s. 631.07 (3) (a) (intro.) and accordingly it is renumbered to a separate paragraph. A title is created because the other paragraphs have titles.

1 *PS* — **SECTION 110.** 655.25 (1) of the statutes is renumbered 655.25.

NOTE: Eliminates unnecessary subsection designation. Section 655.25 is not divided into multiple subsections.

2 *PS* — **SECTION 111.** 700.06 of the statutes is amended to read:

3 **700.06 Interest for life of another; succession.** An interest measured by
4 the life of a person other than the owner of the interest passes on the death of the
5 owner ~~(, if the owner's death is~~ prior to the death of the person who is the measuring
6 life), as an asset of the owner's estate and is realty or personalty according to the
7 nature of the property subject to the interest.

NOTE: Replaces parentheses consistent with current style and inserts clarifying language.

8 *PS* — **SECTION 112.** 700.08 of the statutes is amended to read:

9 **700.08 Estate tail becomes fee simple; effect of gift over after**
10 **attempted estate tail.** The use of language in an instrument appropriate to create
11 a present or future interest in fee tail ~~(, such as to a named person "and the heirs of~~
12 his body" or "and the heirs of her body" or "and his issue" or "and her issue"), creates
13 a present or future interest in fee simple; ~~if, If~~ the same instrument attempts to
14 create a future interest after the interest ~~which~~ that is made a fee simple by reason
15 of this section, the future interest is valid.

NOTE: Replaces parentheses consistent with current style, divides long sentence and replaces improperly used "which".

16 *PS* — **SECTION 113.** 700.17 (3) of the statutes is amended to read:

17 **700.17 (3) CHARACTERISTICS OF TENANCY IN COMMON.** Each of 2 or more tenants
18 in common has an undivided interest in the whole property for the duration of the
19 tenancy. There is no right of survivorship incident to a tenancy in common, but a

1 remainder may be created to vest ownership in the survivor of several persons who
2 own as tenants in common other preceding interests (, such as a life interest), in the
3 same property.

NOTE: Replaces parentheses and punctuation consistent with current style.

4 ~~DSW~~ **SECTION 114.** 700.22 (1) of the statutes is renumbered 700.22 (1) (a) and
5 amended to read:

6 700.22 (1) (a) ~~Nothing in ss. 700.17 to 700.21 governs the determination of~~
7 ~~rights to~~ In this subsection, "deposits (including" include checking accounts or
8 instruments deposited therein into or drawn thereon on checking accounts, savings
9 accounts, certificates of deposit, investment shares or any other form of deposit).

10 (b) Nothing in ss. 700.17 to 700.21 governs the determination of rights to
11 deposits in banks, building and loan associations, savings banks, savings and loan
12 associations, credit unions or other financial institutions.

NOTE: Subdivides provision and reorders text to accommodate the replacement of
parentheses and for improved readability and conformity with current style.

13 ~~DSW~~ **SECTION 115.** 701.13 (3) of the statutes is amended to read:

14 701.13 (3) TERMINATION. In the case of a living trust ~~where the~~ whose settlor
15 is deceased and in the case of any testamentary trust, regardless in either case of
16 spendthrift or similar protective provisions, a court with the consent of the trustee
17 may order termination of the trust, in whole or in part, and the distribution of the
18 assets that it considers appropriate if the court is satisfied that because of any
19 substantial reason existing at the inception of a testamentary trust or, in the case of
20 any trust, arising from a subsequent change in circumstances (, including but not
21 limited to the amount of principal in the trust, income produced by the trust and the
22 cost of administering the trust), continuation of the trust, in whole or in part, is
23 impractical. In any event, if the trust property is valued at less than \$50,000, the

1 court may order termination of the trust and the distribution of the assets that it
2 considers appropriate.

NOTE: Replaces parentheses consistent with current style. "Where" is replaced as
it does not denote place.

3 ~~SECTION 116.~~ 701.13 (5) of the statutes is renumbered 701.13 (5) (b), and 701.13
4 (5) (b) (intro.), 1., 2. and 3., as renumbered, are amended to read:

5 701.13 (5) (b) (intro.) Subsections (2) and (3) do not apply to a trust ~~where~~ under
6 which a future interest is indefeasibly vested in any of the following:

7 1. The United States or a political subdivision for exclusively public purposes;
8 2. A corporation ^{that is} organized exclusively for religious, charitable, scientific,
9 literary or educational purposes, including the encouragement of art and the
10 prevention of cruelty to children or animals, no part of the net earnings of which
11 inures to the benefit of any private shareholder or individual and no substantial part
12 of the activities of which is carrying on propaganda or otherwise attempting to
13 influence legislation, and ~~which~~ that does not participate or intervene in (including
14 ~~the publishing or distributing of statements~~) any political campaign on behalf of any
15 candidate for public office;

16 3. A trustee or a fraternal society, order or association operating under the lodge
17 system, provided the principal or income of such trust is to be used by such trustee
18 or by such fraternal society, order or association exclusively for religious, charitable,
19 scientific, literary or educational purposes or for the prevention of cruelty to children
20 and animals, and no substantial part of the activities of such trustee or of such
21 fraternal society, order or association is carrying on propaganda or otherwise
22 attempting to influence legislation, and such trustee or such fraternal society, order,
23 or association does not participate or intervene in (including the publishing or

1 ~~distributing of statements~~) any political campaign on behalf of any candidate for
2 public office; or.

NOTE: To remove parentheses, the material contained in the parentheses is moved
to a separate definition provision by the next section of this bill ~~to remove~~ Replaces
punctuation consistent with current style and "where" is replaced as it is not used to
denote place. See the next section of the this bill.

3 ~~SECTION 117.~~ 701.13 (5) (a) of the statutes is created to read:

4 701.13 (5) (a) In this subsection, "participate or intervene in any political
5 campaign" includes the publishing or distributing of statements.

NOTE: See the previous section of this bill.

6 ~~SECTION 118.~~ 701.19 (4) (intro.) and (a) to (d) of the statutes are renumbered
7 701.19 (4) (am) (intro.) and 1. to 4., and 701.19 (4) (am) 4., as renumbered, is amended
8 to read:

9 701.19 (4) (am) 4. ~~As to~~ ^{STRIKE} For the period of time for which the business may be
10 conducted and ~~such~~ any other conditions, restrictions, regulations, requirements
11 and authorizations as the court orders.

NOTE: The subject matter of s. 701.19 (4) (e) does not correspond to, nor does it fit
grammatically within, the list of persons under s. 701.19 (4) (intro.), and accordingly the
provision is renumbered to separate par. (e) from that list. "As to" and "such" are replaced
to improve clarity.

12 ~~SECTION 119.~~ 701.19 (4) (e) of the statutes is amended to read:

13 701.19 (4) (e) Nothing in this subsection shall be construed as requiring a
14 trustee to liquidate a business, including a business operated as a closely held
15 corporation, when ~~such action liquidating the business~~ is not required by the
16 creating instrument or other applicable law.

NOTE: Inserts specific reference to improve clarity and readability.

17 ~~SECTION 120.~~ 701.20 (4) (c) (intro.) of the statutes is amended to read:

1 701.20 (4) (c) (intro.) On termination of an income interest, the following
2 amounts shall be classified as income and treated as if received prior to the
3 termination;

NOTE: Inserts correct punctuation.

4 ~~PSK~~ SECTION 121. 701.20 (4) (d) 2. of the statutes is amended to read:

5 701.20 (4) (d) 2. Income Except for corporate distributions to stockholders,
6 income in the form of periodic payments ~~(other than corporate distributions to~~
7 ~~stockholders)~~, including interest, rent and annuities, shall be treated as accruing
8 from day to day.

NOTE: Reorders text to eliminate the need for parentheses, consistent with current style.

9 ~~PSK~~ SECTION 122. 701.20 (5) (b) 1. of the statutes is renumbered 701.20 (5) (b) 1.
10 (intro.) and amended to read:

11 701.20 (5) (b) 1. (intro.) To legatees and devisees of specific property other than
12 money, the income from the property bequeathed or devised to them less any of the
13 following recurrent and other ordinary expenses attributable to the specific
14 property: ~~property~~

15 a. Property taxes ~~(, excluding taxes prorated to the date of death), interest (,~~

16 b. Interest, excluding interest accrued to the date of death), ~~income.~~

17 c. Income taxes ~~(, excluding taxes on income in respect of a decedent, capital~~
18 gains and any other income taxes chargeable against principal) ~~which, that~~ accrue
19 during the period of administration, ~~ordinary.~~

20 d. Ordinary repairs, and other expenses of management and operation of the
21 property.

NOTE: Subdivides provision in outline form, replaces parentheses, replaces incorrectly used "which" and deletes comma for improved readability and conformity with current style.

1 ~~File~~ **SECTION 123.** 703.02 (15) of the statutes is amended to read:

2 703.02 (15) "Unit" means a part of a condominium intended for any type of
3 independent use, including one or more cubicles of air at one or more levels of space
4 or one or more rooms or enclosed spaces located on one or more floors ~~6~~ or parts
5 thereof, in a building. A unit may include 2 or more noncontiguous areas.

NOTE: Replaces parentheses consistent with current style.

6 ~~File~~ **SECTION 124.** 704.29 (2) of the statutes is renumbered 704.29 (2) (a) and
7 amended to read:

8 704.29 (2) (a) ~~In any claim against a tenant for rent and damages, or for either,~~
9 ~~the amount of recovery is reduced by the net rent obtainable by reasonable efforts~~
10 ~~to rereat the premises. Reasonable~~ this subsection, "reasonable efforts" mean those
11 steps ~~which~~ that the landlord would have taken to rent the premises if they had been
12 vacated in due course, provided that ~~such~~ those steps are in accordance with local
13 rental practice for similar properties.

14 (b) In any claim against a tenant for rent and damages, or for either, the amount
15 of recovery is reduced by the net rent obtainable by reasonable efforts to rereat the
16 premises. In the absence of proof that greater net rent is obtainable by reasonable
17 efforts to rereat the premises, the tenant is credited with rent actually received
18 under a rental agreement minus expenses incurred as a reasonable incident of acts
19 under sub. (4), including a fair proportion of any cost of remodeling or other capital
20 improvements. In any case the landlord can recover, in addition to rent and other
21 elements of damage, all reasonable expenses of listing and advertising incurred in
22 rereating and attempting to rereat ~~6~~, except as taken into account in computing the
23 net rent under the preceding sentence). If the landlord has used the premises as part
24 of reasonable efforts to rereat, under sub. (4) (c), the tenant is credited with the

1 reasonable value of the use of the premises, which is presumed to be equal to the rent
2 recoverable from the defendant unless the landlord proves otherwise. If the landlord
3 has other similar premises for rent and receives an offer from a prospective tenant
4 not obtained by the defendant, it is reasonable for the landlord to rent the other
5 premises for the landlord's own account in preference to those vacated by the
6 defaulting tenant.

NOTE: Subdivides provision to properly locate a definition, replaces parentheses
and replaces improperly used "which" and disfavored term consistent with current style.

7 ~~SECTION 125.~~ 706.01 (title) and (1) to (3) of the statutes are renumbered
8 706.001 (title) and (1) to (3), and 706.001 (title), as renumbered, is amended to read:
9 **706.001 (title) Scope, definitions, construction.**

NOTE: Separates definitions into a separate section in accordance with current
style by renumbering the non-definitions into a new section.

10 ~~SECTION 126.~~ 706.01^(title) and
11 ^(title) ~~SECTION 126.~~ 706.01^(title) (intro.) of the statutes ^{are} ~~is~~ created to read:
706.01 (title) Definitions. (intro.) In this chapter:

NOTE: Creates an (intro.) that explicitly limits existing definitions to the chapter
in accordance with current style. Section 706.01 (title) is renumbered 706.001 (title) by
the previous section of this bill.

12 ~~SECTION 127.~~ 706.01 (4) to (7m) (intro.) and (10) of the statutes are amended
13 to read:

14 706.01 (4) ~~A "conveyance" is~~ ^{strike} "Conveyance" means a written instrument,
15 evidencing a transaction governed by this chapter, ~~which~~ that satisfies the
16 requirements of s. 706.02.

17 (5) "Conveyance of mineral interests" means any transaction under sub. s.
18 706.001 (1) entered into for the purpose of determining the presence, location, quality
19 or quantity of metalliferous minerals or for the purpose of mining, developing or
20 extracting metalliferous minerals, or both. Any transaction under sub. s. 706.001 (1)

1 entered into by a mining company is rebuttably presumed to be a conveyance of
2 mineral interests.

3 (6) "Grantor" means the person from whom an interest in lands passes by
4 conveyance ~~and includes~~, including, without limitation, lessors, vendors,
5 mortgagors, optionors, releasors, assignors and trust settlors of interest in lands.
6 "Grantee", and "grantee" means the person to whom ~~such~~ the interest in land passes.
7 Whenever consistent with the context, reference to the interest of a party includes
8 the interest of the party's heirs, successors, personal representatives and assigns.

9 (7) "Homestead", as used in this chapter, means the dwelling, and so much of
10 the land surrounding it as is reasonably necessary for use of the dwelling as a home,
11 but not less than one-fourth acre (, if available), and not exceeding 40 acres.

12 (7m) (intro.) "Interest in minerals" means any fee simple interest in minerals
13 beneath the surface of land ~~which~~ that is:

14 (10) "Signed" includes any handwritten signature or symbol on a conveyance
15 intended by the person affixing or adopting the ~~same~~ signature or symbol to
16 constitute an execution of the conveyance.

NOTE: Specific references are added, parentheses replaced and other modifications
made to improve readability and conformity with current style. Replaces improperly
used "which". Section 706.01 (1) is renumbered 706.001 (1) by this bill.

17 —SECTION 128. 706.02 (1) (intro.) of the statutes is amended to read:

18 706.02 (1) (intro.) Transactions under s. ~~706.01~~ 706.001 (1) shall not be valid
19 unless evidenced by a conveyance ~~which that~~ satisfies all of the following

NOTE: Section 706.01 (1) is renumbered 706.001 (1) by this bill. Replaces
improperly used "which".

20 ~~20~~ SECTION 129. 706.07 (5) (a) 1. and 3. of the statutes are amended to read:

21 706.07 (5) (a) 1. A judge, clerk, or deputy clerk of a court;

22 3. An officer of the foreign service or consular officer of the United States; ~~or~~

NOTE: Replaces punctuation for internal consistency and conformity with current style.

1 ~~PS~~ **SECTION 130.** 706.08 (1) (a) of the statutes is amended to read:

2 706.08 (1) (a) ~~Every conveyance (except~~ Except for patents issued by the United
3 States or this state, or by the proper officers of either) ~~which, every conveyance that~~
4 is not recorded as provided by law shall be void as against any subsequent purchaser,
5 in good faith and for a valuable consideration, of the same real estate or any portion
6 thereof of the same real estate whose conveyance ~~shall first be duly~~ is recorded first.

NOTE: Reorders text to eliminate the need for parentheses and replaces improperly used “which”, deletes “duly” as being superfluous and inserts specific reference for improved readability and conformity with current style.

7 ~~PS~~ **SECTION 131.** 708.10 (1) (g) of the statutes is amended to read:

8 708.10 (1) (g) “Transaction” means a transaction under s. ~~706.01~~ 706.001 (1),
9 including a refinancing of an existing indebtedness that is secured by a mortgage on
10 real property, except that “transaction” does not include an open end credit plan as
11 defined under 15 USC 1602 (i).

NOTE: Section 706.01 (1) is renumbered ^{5.} 706.001 (1) by this bill.

12 ~~PS~~ **SECTION 132.** 765.02 (2) of the statutes is amended to read:

13 765.02 (2) If a person is between the age of 16 and 18 years, a marriage license
14 may be issued with the written consent of the person’s parents, guardian, custodian
15 under s. 767.23 (1) or 767.24, or parent having the actual care, custody and control
16 of the person. The written consent must be given before the county clerk under oath,
17 or certified in writing and verified by affidavit (or affirmation) before a notary public
18 or other official authorized to take affidavits. The written consent shall be filed with
19 the county clerk at the time of application for a marriage license. If there is no
20 guardian, parent or custodian or if the custodian is an agency or department, the
21 written consent may be given, after notice to any agency or department appointed

1 as custodian and hearing proper cause shown, by the court having probate
2 jurisdiction.

NOTE: Deletes unnecessary parentheses.

3 ~~RC~~ —SECTION 133. 765.05 of the statutes is amended to read:

4 **765.05 Marriage license; by whom issued.** No person may be joined in
5 marriage within this state until a marriage license has been obtained for that
6 purpose from the county clerk of the county in which one of the parties has resided
7 for at least 30 days immediately prior to making application therefor. If both parties
8 are nonresidents of the state, the marriage license may be obtained from the county
9 clerk of the county where the marriage ceremony is to be performed. If one of the
10 persons is a nonresident of the county where the marriage license is to issue, the
11 nonresident's part of the application may be completed and sworn to (or affirmed)
12 before the person authorized to accept ~~such~~ marriage license applications in the
13 county and state in which the nonresident resides.

NOTE: Deletes unnecessary parentheses and inserts specific reference.

14 ~~RC~~ —SECTION 134. 765.09 (3) of the statutes is renumbered 765.09 (3) (a) and
15 amended to read:

16 765.09 (3) (a) Each ~~party~~ applicant for a marriage license shall present
17 satisfactory, documentary proof of identification and residence and shall swear (to
18 or affirm) ~~to~~ the application before the clerk who is to issue the marriage license or
19 the person authorized to accept ~~such~~ marriage license applications in the county and
20 state where the party resides. The application shall contain the social security
21 number of each party, as well as any other informational items that the department
22 of health and family services directs. The portion of the marriage application form
23 that is collected for statistical purposes only shall indicate that the address of the

1 marriage license applicant may be provided by a county clerk to a law enforcement
2 officer under the conditions specified under s. 765.20 (2).

3 (b) Each applicant for a marriage license under 30 years of age shall exhibit to
4 the clerk a certified copy of a birth certificate, and ~~any applicants~~ each applicant shall
5 submit a copy of any ~~judgments~~ judgment or a death certificate affecting the
6 applicant's marital status. If ~~such~~ any applicable birth certificate, death certificate
7 or judgment is unobtainable, other satisfactory documentary proof of the requisite
8 facts therein may be presented in lieu thereof of the birth certificate, death certificate
9 or judgment. Whenever the clerk is not satisfied with the documentary proof
10 presented, he or she shall submit the same, ~~for an opinion as to the sufficiency of the~~
11 proof, presented proof to a judge of a court of record in the county of application for
12 an opinion as to its sufficiency.

NOTE: Subdivides long subsection. Deletes unnecessary parentheses, changes plural word forms to the singular, inserts specific references and reorders text for improved readability and conformity with current style.

13 ~~254~~ SECTION 135. 765.16 (intro.) and (1) to (3) of the statutes are amended to read:

14 **765.16 Marriage contract, how made; officiating person.** (intro.)

15 Marriage may be validly solemnized and contracted in this state only after a
16 marriage license has been issued therefor, and only ~~in the following manner:~~ by the
17 mutual declarations of the 2 parties to be joined in marriage that they take each other
18 as husband and wife, made before ~~a duly~~ an authorized officiating person and in the
19 presence of at least 2 competent adult witnesses other than ~~such~~ the officiating person,
20 ~~that they take each other as husband and wife~~. The following are duly authorized
21 to be officiating persons:

22 (1) Any ordained member of the clergy of any religious denomination or society
23 who continues to be ~~such~~ an ordained member of the clergy.

1 (2) Any licentiate of a denominational body or an appointee of any bishop
2 serving as the regular member of the clergy of any church of the denomination to
3 which the member of the clergy belongs, if not restrained from so doing by the
4 discipline of the church or denomination.

5 (3) The 2 parties themselves, by ~~such~~ mutual declarations that they take each
6 other as husband and wife, in accordance with the customs, rules and regulations of
7 any religious society, denomination or sect to which either of said the parties may
8 belong.

NOTE: Reorders text and inserts specific reference and replaces for improved clarity
and readability. Replaces punctuation for internal consistency and conformity with
current style. Deletes "duly" as being superfluous.

RPN 9 —SECTION 136. 799.14 (1) of the statutes is amended to read:

10 799.14 (1) PETITION; HEARING; TRIAL ON MERITS. In any action, where service of
11 summons is made by mailing, a defendant, at any time within 15 days of receiving
12 actual knowledge of the pendency of the action or of the entry of judgment against
13 the defendant (, if judgment has been entered), but not more than one year after
14 judgment was entered, may, by written verified petition, on forms provided by the
15 court, petition to set aside the judgment if one has been entered and for an
16 opportunity to be heard upon the merits. Thereupon the court shall set the matter
17 for hearing at a time that will give the parties reasonable opportunity to appear and,
18 if judgment has been entered, shall stay all proceedings on the judgment. At the time
19 of the hearing the questions raised by the petition shall first be heard and
20 determined by the court. If the court grants the petition, the court shall proceed to
21 try the matter upon the merits or, if judgment has been entered, shall vacate the
22 judgment and proceed to try the matter upon the merits. If the court denies the
23 petition, it shall, if judgment has been entered, revoke its order staying proceedings

1 thereon or, if a judgment has not been entered, it may give the defendant opportunity
2 to be heard upon the merits.

NOTE: Replaces parentheses consistent with current style.

3 **SECTION 137.** 805.07 (6) (title) of the statutes is created to read:

4 805.07 (6) (title) MOTION HEARING PROCEDURE.

NOTE: The other subsections in s. 805.07 have titles.

5 **SECTION 138.** 807.13 (4) (title) of the statutes is amended to read:

6 807.13 (4) (title) NOTICE; REPORTING; ~~STIPULATION; WAIVERS; ETC.~~ EFFECT OF
7 ACTIONS TAKEN; ACCESS.

NOTE: Inserts more descriptive phrase to eliminate the use of "etc."

8 **SECTION 139.** 809.25 (1) (a) 1. to 3. of the statutes are amended to read:

9 809.25 (1) (a) 1. Against the appellant before the court of appeals when the
10 appeal is dismissed or the judgment or order affirmed;

11 2. Against the respondent before the court of appeals when the judgment or
12 order is reversed;

13 3. Against the petitioner before the supreme court when the judgment of the
14 court of appeals is affirmed by the supreme court;

NOTE: Replaces punctuation for internal consistency and conformity with current style.

15 **SECTION 140.** 814.28 (4) of the statutes is amended to read:

16 814.28 (4) DEPOSIT IN LIEU OF UNDERTAKING. The plaintiffs in lieu of ~~such~~ an
17 undertaking under sub. (3) may deposit with the clerk of the court ~~who shall give~~
18 a receipt therefor), money equal to the amount specified in the order for security, and
19 give notice of ~~such~~ the deposit.

NOTE: Replaces parentheses and "such" for improved readability and conformity with current style.

1 **SECTION 141.** 815.05 (intro.) of the statutes is renumbered 815.05 (1g) (a)
2 (intro.) and amended to read:

3 815.05 (1g) (a) (intro.) The execution shall be issued from and sealed with the
4 seal of the court and signed by the clerk of circuit court where the judgment, or a
5 certified copy of the judgment, or the transcript of the municipal judge's judgment
6 is filed. The execution shall be directed to the sheriff, or, except as provided for in
7 par. (b), the coroner if the sheriff is a party or interested, and countersigned by the
8 judgment owner or his or her the owner's attorney. The execution shall intelligibly
9 refer to the judgment, stating all of the following:

- 10 1. The court, the.
- 11 2. The county where the judgment or a certified copy of the judgment or the
12 transcript is filed, the.
- 13 3. The names of the parties, the.
- 14 4. The amount of the judgment, if it is for money, the.
- 15 5. The amount due on the judgment, and the.
- 16 6. The time of entry in the judgment and lien docket in the county to which the
17 execution is issued. The execution shall require the officer, substantially as follows:

NOTE: Subdivides provision in outline form consistent with current style. The directive to officers is deleted from this provision as it does not apply grammatically to all of subs. (1) to (8) and is inserted into each of those provisions to which it does apply. The deletion of the directive to officers renders this provision not an (intro.) and requires its renumbering to be a subsection. Section 815.13 allows directing an execution against a sheriff to persons other than the coroner. That section is renumbered to be sub. (1g) (b) of this section for more logical location. See the next 3 sections of this bill.

18 **SECTION 142.** 815.05 (1) of the statutes is renumbered 815.05 (1s) and amended
19 to read:

20 815.05 (1s) If it be the execution is against the property of the judgment debtor,
21 the execution shall require the officer to whom it is directed to satisfy the judgment

1 out of the personal property of the debtor, and if sufficient personal property cannot
2 be found, out of the real property belonging to the judgment debtor on the day when
3 the judgment was entered in the judgment and lien docket in the county or at any
4 time thereafter.

NOTE: The renumbering of s. 815.05 (intro.) by the previous section of this bill requires the renumbering of this provision to maintain its proper location within the section. A specific reference is inserted and the directive previously contained in s. 815.05 (intro.) is inserted for improved readability and conformity with current style. See also the previous section of this bill.

5 **SECTION 143.** 815.05 (2) to (8) of the statutes are amended to read:

6 815.05 (2) If real estate ~~shall have~~ has been attached and judgment rendered
7 for the plaintiff, the execution may also direct a sale of the interest ~~which~~ that the
8 defendant had in ~~such~~ the attached real estate at the time it was attached or at any
9 time thereafter.

10 (3) If the execution is upon a judgment to enforce a lien upon specific property,
11 the execution shall require the officer to whom it is directed to sell the interest ~~which~~
12 that the defendant had in ~~such~~ that specific property at the time ~~such~~ that the lien
13 attached.

14 (4) If ~~it be~~ the execution is against property in the hands of personal
15 representatives, heirs, devisees, legatees, tenants of real property or trustees, the
16 execution shall require the officer to whom it is directed to satisfy the judgment out
17 of ~~such~~ that property.

18 (5) If ~~it be~~ the execution is against the person of the judgment debtor, the
19 execution shall require the officer to whom it is directed to arrest the judgment
20 debtor and commit the judgment debtor to the county jail until the judgment debtor
21 ~~shall pay~~ pays the judgment or ~~be~~ is discharged according to law.

1 (6) If ~~it~~ the execution is for the delivery of property, the execution shall require
2 the officer to whom it is directed to deliver the possession of the property, particularly
3 describing the property, to the party entitled to the property, and may require the
4 officer to satisfy any costs, damages or rents and profits covered by the judgment out
5 of the personal property of the party against whom the judgment was rendered, and
6 shall specify the value of the property for which the judgment was recovered. If
7 delivery of the property is not possible and if sufficient personal property cannot be
8 found, the officer may satisfy the judgment out of the real property belonging to the
9 person against whom the execution was rendered on the day when the judgment was
10 entered in the judgment and lien docket or at any time thereafter. When

11 (6m) If a judgment in replevin is entered against the principal and also against
12 the principal's sureties under s. 810.15, the execution shall direct that the property
13 of the surety shall not be levied on unless the property found, belonging to the
14 principal, is not sufficient to satisfy the judgment.

15 (7) ~~When~~ If the judgment is not all due, the execution may issue for the
16 collection of ~~such~~ any instalments as that have become due, and shall direct the
17 sheriff to collect the amount then due, with interest and costs, stating the amount
18 of each; ~~the.~~ The judgment shall remain as security for the instalments thereafter
19 to become due, and whenever any further instalments ~~shall~~ become due, execution
20 may in like manner be issued for their collection.

21 (8) Except as provided in s. 807.01 (4), every execution upon a judgment for the
22 recovery of money shall direct the collection of interest at the rate of 12% per year
23 on the amount recovered from the date of the entry ~~thereof~~ of the judgment until it
24 is paid.

Section

NOTE: Specific references are inserted and the directive previously contained in s. 815.05 (intro.) is inserted where appropriate for improved readability and conformity with current style. Sub. (6m) is separated from sub. (6) because it relates to a separate subject. See also the previous 2 sections of this bill.

1 **SECTION 144.** 815.13 of the statutes is renumbered 815.05 (1g) (b) and amended
2 to read:

3 815.05 (1g) (b) ~~Execution against sheriff.~~ Whenever a judgment shall be is
4 recovered in any court of record against the sheriff ~~instead of directing,~~ the execution
5 thereon ~~to the coroner of the county~~ it may be directed and delivered to any person
6 ~~(, except a party in interest),~~ designated by order of the court; ~~and such person who~~
7 shall perform the duties of a sheriff and be liable in all respects to all the provisions
8 of law respecting sheriffs, ~~as far as the same may be~~ to the extent that those laws are
9 applicable.

NOTE: Section 815.05 provides that executions "shall be directed to the sheriff, or the "coroner if the sheriff is a party or interested". This bill amends that provision to read that executions shall be directed to the sheriff, or, except as provided for in par. (b), [this provision as renumbered] the coroner if the sheriff is a party or interested", eliminating the need for the reference to the coroner in this section. Section 815.13 is moved to s. 815.05 to be placed with the related material in that section. Parentheses are replaced consistent with current style and more specific language is added.

10 **SECTION 145.** 840.01 of the statutes is renumbered 840.01 (intro.) amended to
11 read:

12 **840.01** (intro.) As used in chs. 840 to 846:
13 Except as provided in sub. (2),
14 ~~(1) "Interest in real property"~~ includes estates in, powers ~~(as provided~~
15 ~~in ch. 702) under ch. 702~~ over, and all present and future rights to, title to, ~~or~~ and
16 interests in real property, including, without limitation by enumeration, security
17 interests and liens on land, easements, profits, rights of appointees under powers,
18 rights under covenants running with the land, powers of termination and homestead
rights; ~~the.~~ The interest may be such as an interest that was formerly designated

1 legal or equitable; ~~the.~~ The interest may be surface, subsurface, suprasurface,
2 riparian or littoral; ~~but.~~

3 (2) “interest Interest in real property” does not include interests held only as
4 a member of the public nor does it include licenses.

NOTE: Reorders text to eliminate need for parentheses and replaces language,
subdivides long sentence and inserts the full defined term in the second quote for internal
consistency, improved readability and conformity with current style.

5 SECTION 146. 863.07 of the statutes is amended to read:

6 **863.07 Assignment by distributee.** If any person interested in an estate
7 assigns all or part of his or her interest ~~therein (in the estate,~~ other than an interest
8 not assignable by the specific language of the will), as collateral or otherwise and the
9 assignee serves a copy ~~thereof~~ of the assignment on the personal representative of
10 the estate and files a copy with the court in which the estate is being administered
11 before the entry of the final judgment and before the property or interest covered by
12 the assignment has been distributed under s. 863.01, the court shall assign to the
13 assignee in the final judgment the interest or part of the interest of the assignor
14 included within the assignment to the extent that the assignment is valid as
15 determined by the court, after giving effect to any credits to which the assignor may
16 prove himself or herself entitled. A personal representative incurs no liability to an
17 assignee of a person interested for any acts performed or distribution made by the
18 personal representative prior to the time a copy of the assignment is received by the
19 personal representative or he or she has actual knowledge of the assignment.

NOTE: Inserts specific references and replaces parentheses for improved
readability and conformity with current style.

20 SECTION 147. 867.04 of the statutes is amended to read:

21 **867.04 Termination of joint tenancy and life estate.** If a domiciliary of this
22 state dies who immediately prior to death had an estate for life or an interest as a

1 joint tenant in any property, or if a person not domiciled in this state dies having such
2 an interest in property in this state, upon petition of any person interested in the
3 property to the court of the county of domicile of the decedent (, or if the decedent was
4 not domiciled in this state, of any county where the property is situated), the court
5 shall issue a certificate, under the seal of the court. The certificate shall set forth the
6 fact of the death of the life or joint tenant, the termination of the life estate or joint
7 tenancy interest, the right of survivorship of any joint tenant and any other facts
8 essential to a determination of the rights of persons interested. The certificate is
9 prima facie evidence of the facts recited, and if the certificate relates to an interest
10 in real property or to a debt ~~which~~ that is secured by an interest in real property, a
11 certified copy or duplicate original of the certificate shall be recorded by the
12 petitioner in the office of the register of deeds in each county in this state in which
13 the real property is located.

NOTE: Replaces parentheses and improperly used "which" in conformity with
current style.

14 — **SECTION 148.** 880.06 (2) of the statutes is amended to read:

15 880.06 (2) CHANGE OF RESIDENCE OF WARD OR GUARDIAN. If a guardian removes
16 from the county where appointed to another county within the state or a ward
17 removes from the county in which he or she has resided to another county within the
18 state, the circuit court for the county in which the ward resides may appoint a new
19 guardian as provided by law for the appointment of a guardian. Upon verified
20 petition of the new guardian, accompanied by a certified copy of appointment and
21 bond if the appointment is in another county, and upon the notice prescribed by s.
22 879.05 to the originally appointed guardian (, unless he or she is the same person),
23 and to such any other persons as that the court shall order, the court of original

1 appointment may order the guardianship accounts settled and the property
2 delivered to the new guardian.

NOTE: Replaces parentheses and disfavored terms consistent with current style.

3 ~~SECTION 149.~~ 880.08 (3) (intro.) and (a) to (d) of the statutes are renumbered
4 880.08 (3) (a) (intro.) and 1. to 4. and amended to read:

5 880.08 (3) (a) (intro.) When the proposed ward is a minor, notice shall be given
6 as provided in s. 879.05 to all of the following persons, if applicable: ✓

7 1. ~~To the~~ The proposed ward's spouse;

8 2. ~~To The~~ proposed ward's parents;

9 3. ~~To a~~ A minor proposed ward over 14 years of age unless the minor appears
10 at the hearing;

11 4. ~~To any~~ Any other person, agency, institution, welfare department or other
12 entity having the legal or actual custody of the minor.

NOTE: The subject matter of section 880.08 (3) (e) does not fit within the list under
s. 880.08 (3) (intro.), nor does par. (e) fit grammatically within that list. The renumbering
by this section separates par. (e) from the list.

13 ~~SECTION 150.~~ 880.08 (3) (e) of the statutes is amended to read:

14 880.08 (3) (e) No notice under par. (a) need be given to parents whose rights
15 have been judicially terminated.

NOTE: Inserts a specific cross-reference. See the previous section of this bill. The
underscored language is inserted for clarity and conformity with current style.

16 ~~SECTION 151.~~ 880.26 (1) and (2) of the statutes are amended to read:

17 880.26 (1) GUARDIANSHIP OF THE PERSON. A guardianship of the person shall
18 terminate when any of the following occurs:

19 (a) ~~When a~~ A minor ward attains his or her majority, unless the minor is
20 incompetent.

21 (b) ~~When a~~ A minor ward lawfully marries.

1 (c) ~~When the~~ The court adjudicates a former incompetent to be competent.

2 (2) GUARDIANSHIP OF THE ESTATE. A guardianship of the estate shall terminate
3 when any of the following occurs:

4 (a) ~~When a~~ A minor ward attains his or her majority.

5 (b) ~~When a~~ A minor ward lawfully marries and the court approves such ~~the~~
6 termination.

7 (c) ~~When the~~ The court adjudicates a former incompetent or a spendthrift to
8 be capable of handling his or her property.

9 (d) ~~When a~~ A ward dies (~~unless, except when~~ the estate can be settled as
10 provided by s. 880.28).

NOTE: Replaces parentheses and amends the (intro.) subsections and the
subsequent paragraphs in conformity with current style.

11 ~~SECTION 152.~~ 880.60 (2) of the statutes is amended to read:

12 880.60 (2) (a) The administrator shall be a party in interest in any proceeding
13 for the appointment or removal of a guardian or for the removal of the disability of
14 minority or mental incapacity of a ward, and in any suit or other proceeding affecting
15 in any manner the administration by the guardian of the estate of any present or
16 former ward whose estate includes assets derived in whole or in part from benefits
17 heretofore or hereafter paid by the U.S. department of veterans affairs.

18 (b) Not less than 15 days prior to a hearing in ~~such matter~~ a suit or proceeding
19 described in par. (a), notice in writing of the time and place ~~thereof of the hearing~~
20 shall be given by mail (~~, unless notice is waived in writing,~~ to the office of the U.S.
21 department of veterans affairs having jurisdiction over the area in which ~~any such~~
22 the suit or ~~any such~~ proceeding is pending.

NOTE: Replaces parentheses, subdivides provision and inserts specific references
for improved readability and conformity with current style.

1 —**SECTION 153.** 885.44 (12) of the statutes is renumbered 885.44 (12) (a) (intro.)
2 and amended to read:

3 885.44 (12) (a) (intro.) The original videotape shall not be affected by any
4 editing process. In its order for editing the court may: ~~(a) order~~ do any of the
5 following:

6 1. Order the official to keep the original videotape intact and make an edited
7 copy of the videotape ~~which that~~ deletes all references to objections and objectionable
8 material; ~~(b) order.~~

9 2. Order the person showing the original videotape at trial to suppress the
10 objectionable audio portions of the videotape; ~~or (c) order.~~

11 3. Order the person showing the original videotape at trial to suppress the
12 objectionable audio and video portions of the videotape.

13 (b) If the court ~~uses alternative (b)~~ enters an order under par. (a) 2., it shall, in
14 jury trials, instruct the jury to disregard the video portions of the presentation when
15 the audio portion is suppressed.

16 (c) If the court ~~uses alternative (c)~~ enters an order under par. (a) 3., it shall, in
17 jury trials, instruct the jury to disregard any deletions apparent in the playing of the
18 videotape.

NOTE: Subdivides provision in outline form and amends the (intro.) paragraph and
the subsequent subdivisions for improved readability and conformity with current style.

19 <**SECTION 154.** 891.23 of the statutes is amended to read:

20 891.23 (1) Copies of the entries in the books of any life or mutual benefit
21 insurance corporation or association engaged in doing business on the level premium
22 or assessment plan, together with statements verified by the custodian of the books,
23 showing the number of members insured in or belonging to the corporation or

1 association, and the number of members in each class or grade thereof, and the
2 aggregate amount which would be due from them upon a single assessment, and that
3 the copies are true and are taken from the regular books of the corporation or
4 association used and kept for the transaction of its business, and that the books are
5 now in his or her custody or under his or her control, shall be received in all
6 proceedings as prima facie evidence of the entries or statements.

7 (2) No officer of any ~~such~~ corporation or association described in sub. (1) may
8 be compelled ~~(unless by special order of the court or officer before whom the action~~
9 ~~or proceeding is pending)~~ to produce any books or records thereof of the corporation
10 or association, except by special order of the court or officer before whom the action
11 or proceeding is pending. Verified copies and statements shall be furnished to the
12 attorney who reasonably requires them, at least 6 days before the time set for the
13 trial or hearing of the action or proceeding, and the books and records shall be subject
14 to the inspection of any interested party or his or her attorney to the extent
15 prescribed by the court or officer.

NOTE: Subdivides long paragraph, inserts specific reference and cross-reference
and relocates text to accommodate the removal of parentheses for improved readability
and conformity with current style.

16 **SECTION 155.** 893.17 (2) of the statutes is renumbered 893.17 (2) (intro.) and
17 amended to read:

18 893.17 (2) (intro.) If Except as provided in sub. (2m), if a person entitled to
19 commence any action for the recovery of real property or to make an entry or defense
20 founded on the title to real property or to rents or services out of the ~~same~~ real
21 property is, at the time ~~such~~ the title shall first descend or accrue, ~~either: within~~
22 under any of the following disabilities, the time during which the disability continues

1 is not a part the time limited by this chapter for the commencement of the action or
2 the making of the entry or defense:

3 (a) The person is under the age of 18 years; or,

4 (b) The person is insane; or,

5 (c) The person is imprisoned on a criminal charge or in execution upon
6 conviction of a criminal offense, for a term less than for life, the time during which
7 such disability shall continue shall not be deemed any portion of the time in this
8 chapter limited for the commencement of such action or the making of such entry or
9 defense; but such,

10 (2m) An action under sub. (2) may be commenced or entry or defense made,
11 after the time limited and within 5 years after the disability shall cease ceases or
12 after the death of the person entitled, who shall die dies, if the person dies while
13 under such the disability; but such the action shall not be commenced or entry or
14 defense made after that period.

NOTE: Subdivides provision in outline form and amends the (intro.) paragraph and
the subsequent paragraphs for improved readability and conformity with current style
and s. 893.18 (2), a similar and related provision.

15 SECTION 156. 893.18 (2) (intro.) is amended to read:

16 893.18 (2) (intro.) If a person entitled to bring an action mentioned in this
17 chapter, Except as provided in sub. (2m), and except in actions for the recovery of a
18 penalty or forfeiture or, actions against a sheriff or other officer for an escape, or
19 actions for the recovery or possession of real property or the possession thereof is, if
20 a person entitled to bring an action mentioned in this chapter was at the time the
21 cause of action accrued, either under any of the following disabilities, the time of the
22 disability is not a part of the time limited for the commencement of the action:

NOTE: Moves text from s. 893.18 (2) (c) and amends provision in order to conform
the style of this (intro.) subsection and the numbering of the subsection to current style.

Changes "is" to "was" for internal agreement, using the past tense as this section applies only to actions accruing prior to 7-1-80. See the next section of this bill.

APV 1 ~~SECTION 157.~~ 893.18 (2) (a) to (c) of the statutes are amended to read:

2 893.18 (2) (a) ~~Within~~ The person is under the age of 18 years, except for actions
3 against health care providers; ~~or,~~

4 (b) ~~Insane;~~ The person is insane.

5 (c) ~~Imprisoned~~ The person is imprisoned on a criminal charge or in execution
6 under sentence of a criminal court for a term less than life, ~~the time of such disability~~
7 ~~is not a part of the time limited for the commencement of the action, except that the.~~

8 (2m) The period within which the an action must be brought cannot be
9 extended under sub. (2) more than 5 years by any ~~such~~ disability, except infancy; nor
10 can ~~it~~ that period be so extended, in any case, longer than one year after the disability
11 ceases.

NOTE: Separates language that does not fit within the subject matter of s. 893.18 (2) (c) into a separate sub. (2m) and amends pars. (a) to (c) in accordance with the treatment of s. 893.18 (2) (intro.) by the previous section of this bill.

BPM 12 ~~SECTION 158.~~ 895.01 (1) of the statutes is renumbered 895.01 (1) (intro.) and
13 amended to read:

14 895.01 (1) (intro.) In addition to the causes of action that survive at common
15 law, all of the following ~~shall~~ also survive: ~~causes~~

16 (a) Causes of action to determine paternity;.

17 (b) Causes of action for the recovery of personal property or the unlawful
18 withholding or conversion of personal property;.

19 (c) Causes of action for the recovery of the possession of real estate and for the
20 unlawful withholding of the possession of real estate;.

21 (d) Causes of action for assault and battery;.

22 (e) Causes of action for false imprisonment;.

- 1 (f) Causes of action for invasion of privacy;
- 2 (g) Causes of action for a violation of s. 968.31 (2m) or other damage to the
- 3 person;
- 4 (h) Causes of action for all damage done to the property rights or interests of
- 5 another;
- 6 (i) Causes of action for goods taken and carried away;
- 7 (j) Causes of action for damages done to real or personal estate, equitable,
- 8 (k) Equitable actions to set aside conveyances of real estate;
- 9 (L) Equitable actions to compel a reconveyance of real estate, or,
- 10 (m) Equitable actions to quiet the title to real estate, and,
- 11 (n) Equitable actions for a specific performance of contracts relating to real
- 12 estate.
- 13 (o) Causes of action for wrongful death, which shall survive the death of the
- 14 wrongdoer whether or not the death of the wrongdoer occurred before or after the
- 15 death of the injured person.

NOTE: Subdivides long provision in outline form to break up long sentence,
consistent with current style.

AP 16 — **SECTION 159.** 895.70 (2) (b) of the statutes is amended to read:

17 895.70 (2) (b) Notwithstanding ss. 801.09 (1), 801.095, 802.04 (1) and 815.05

18 (intro.) (1g) (a), in an action brought under this section, the plaintiff may substitute

19 his or her initials, or fictitious initials, and his or her age and county of residence for

20 his or her name and address on the summons and complaint. The plaintiff's attorney

21 shall supply the court the name and other necessary identifying information of the

22 plaintiff. The court shall maintain the name and other identifying information, and

1 supply the information to other parties to the action, in a manner ~~which~~ that
2 reasonably protects the information from being disclosed to the public.

NOTE: Amends cross-reference. Section 815.05 (intro.) is renumbered s. 815.05
(1g) (a) by this bill. Replaces incorrectly used "which" in conformity with current style.

3 **SECTION 160.** 902.01 (2) of the statutes is renumbered 902.01 (2) (intro.) and
4 amended to read:

5 902.01 (2) KINDS OF FACTS. (intro.) A judicially noticed fact must be one not
6 subject to reasonable dispute in that it is ~~either~~ any of the following:

7 (a) A fact generally known within the territorial jurisdiction of the trial court
8 ~~or,~~

9 (b) A fact capable of accurate and ready determination by resort to sources
10 whose accuracy cannot reasonably be questioned.

NOTE: Renumbers provision in outline form consistent with current style and
amends the (intro.) subsection and subsequent paragraphs accordingly.

11 **SECTION 161.** 906.11 (1) of the statutes is renumbered 906.11 (1) (intro.) and
12 amended to read:

13 906.11 (1) (intro.) CONTROL BY JUDGE. The judge shall exercise reasonable
14 control over the mode and order of interrogating witnesses and presenting evidence
15 so as to do all of the following:

16 (a) ~~make~~ Make the interrogation and presentation effective for the
17 ascertainment of the truth~~..~~

18 (b) ~~avoid~~ Avoid needless consumption of time~~, and,~~

19 (c) ~~protect~~ Protect witnesses from harassment or undue embarrassment.

NOTE: Renumbers provision in outline form consistent with current style and
amends the (intro.) subsection and subsequent paragraphs accordingly.

20 **SECTION 162.** 906.13 (2) of the statutes is renumbered 906.13 (2) (a) (intro.) and
21 amended to read:

1 906.13 (2) (a) (intro.) Extrinsic evidence of a prior inconsistent statement by
2 a witness is not admissible unless: ~~(a) the~~ any of the following is applicable:

3 1. The witness was so examined while testifying as to give the witness an
4 opportunity to explain or to deny the statement; ~~or (b) the.~~

5 2. The witness has not been excused from giving further testimony in the
6 action; ~~or (c) the.~~

7 3. The interests of justice otherwise require. ~~This provision~~

8 (b) Paragraph (a) does not apply to admissions of a party-opponent as defined
9 in s. 908.01 (4) (b).

NOTE: Renumbers provision in outline form consistent with current style and
amends the (intro.) subsection and subsequent paragraphs accordingly. Inserts specific
cross-references.

10 SECTION 163. 908.03 (3) of the statutes is amended to read:

11 908.03 (3) THEN EXISTING MENTAL, EMOTIONAL, OR PHYSICAL CONDITION. A
12 statement of the declarant's then existing state of mind, emotion, sensation, or
13 physical condition ~~(, such as intent, plan, motive, design, mental feeling, pain, and~~
14 ~~bodily health),~~ but not including a statement of memory or belief to prove the fact
15 remembered or believed unless it relates to the execution, revocation, identification,
16 or terms of declarant's will.

NOTE: Replaces parentheses consistent with current style.

17 SECTION 164. 908.03 (22) of the statutes is amended to read:

18 908.03 (22) JUDGMENT OF PREVIOUS CONVICTION. Evidence of a final judgment,
19 entered after a trial or upon a plea of guilty ~~(, but not upon a plea of no contest),~~
20 adjudging a person guilty of a felony as defined in ss. 939.60 and 939.62 (3) (b), to
21 prove any fact essential to sustain the judgment, but not including, when offered by
22 the state in a criminal prosecution for purposes other than impeachment, judgments

1 against persons other than the accused. The pendency of an appeal may be shown
2 but does not affect admissibility.

NOTE: Replaces parentheses consistent with current style.

RP 3 ~~SECTION 165.~~ 908.045 (5) (a) of the statutes is renumbered 908.045 (5) and
4 amended to read:

5 908.045 (5) STATEMENT OF PERSONAL OR FAMILY HISTORY OF DECLARANT A
6 statement concerning the declarant's own birth, adoption, marriage, divorce,
7 relationship by blood, adoption or marriage, ancestry, whether the person is a
8 marital or nonmarital child, or other similar fact of personal or family history, even
9 though declarant had no means of acquiring personal knowledge of the matter
10 stated; ~~or (b) a.~~

11 (5m) A statement concerning the foregoing matters, birth, adoption, marriage,
12 divorce, relationship by blood, adoption or marriage, ancestry, whether the person
13 is a marital or nonmarital child, or other similar fact of personal or family history and
14 death also, of another a person other than the declarant, if the declarant was related
15 to the other person by blood, adoption or marriage or was so intimately associated
16 with the other's other person's family as to be likely to have accurate information
17 concerning the matter declared.

NOTE: Eliminates numbering not in conformity with current style by dividing
provision into 2 separate subsections and inserting specific references into the new sub.
(5m). See the next section of this bill.

RP 18 SECTION 166. 908.045 (5m) (title) of the statutes is created to read:

19 908.045 (5m) (title) STATEMENT OF PERSONAL OR FAMILY HISTORY OF PERSON OTHER
20 THAN THE DECLARANT.

NOTE: The remaining subsections of s. 908.045 have titles. See the previous section
of this bill.

RP 21 ~~SECTION 167.~~ 909.015 (intro.) of the statutes is amended to read:

1 **909.015 General provision; illustrations.** (intro.) By way of illustration
2 only, and not by way of limitation, the following are examples of authentication or
3 identification conforming with the requirements of s. 909.01-;

NOTE: Replaces punctuation to conform provision to current style for an (intro.).

4 ~~SECTION 168.~~ 909.015 (8) of the statutes is renumbered 909.015 (8) (intro.) and
5 amended to read:

6 909.015 (8) ANCIENT DOCUMENTS OR DATA COMPILATIONS. (intro.) Evidence that
7 a document or data compilation, in any form, ~~is~~
8 ^{is} ~~is in such~~ ^{plain} ~~as to create~~ ^{that creates} no suspicion concerning
9 its authenticity;

10 (b) ~~was~~ Was in a place where it, if authentic, would likely be; and

11 (c) ~~has~~ Has been in existence 20 years or more at the time it is offered.

NOTE: Renumbers provision in outline form consistent with current style.

12 ~~SECTION 169.~~ 909.02 (intro.) of the statutes is amended to read:

13 **909.02 Self-authentication.** (intro.) Extrinsic evidence of authenticity as
14 a condition precedent to admissibility is not required with respect to any of the
15 following:

NOTE: Adds language to conform provision to current style for an (intro.).

16 ~~SECTION 170.~~ 909.02 (3) of the statutes is amended to read:

17 909.02 (3) PUBLIC DOCUMENTS OF FOREIGN COUNTRIES. A document purporting
18 to be executed or attested in his or her official capacity by a person authorized by the
19 laws of a foreign country to make the execution or attestation, and accompanied by
20 a final certification as to the genuineness of the signature and official position (a) of
21 the executing or attesting person, or (b) of any foreign official whose certificate of
22 genuineness of signature and official position relates to the execution or attestation

X

1 or is in a chain of certificates of genuineness of signature and official position relating
2 to the execution or attestation. A final certification may be made by a secretary of
3 embassy or legation, consul general, consul, vice consul, or consular agent of the
4 United States, or a diplomatic or consular official of the foreign country assigned or
5 accredited to the United States. If reasonable opportunity has been given to all
6 parties to investigate the authenticity and accuracy of official documents, the judge
7 may, for good cause shown, order that they be treated as presumptively authentic
8 without final certification or permit them to be evidenced by an attested summary
9 with or without final certification.

NOTE: Deletes numbering not in conformity with current style.

GMM 10 ~~SECTION 171.~~ 938.991 (10) of the statutes is renumbered 938.991 (10) (intro.)
11 and amended to read:

12 938.991 (10) ARTICLE X - SUPPLEMENTARY AGREEMENTS. (intro.) That the duly
13 constituted administrative authorities of a state party to this compact may enter into
14 supplementary agreements with any other state or states party hereto for the
15 cooperative care, treatment and rehabilitation of delinquent juveniles whenever
16 they shall find that such agreements will improve the facilities or programs available
17 for such care, treatment and rehabilitation. Such care, treatment and rehabilitation
18 may be provided in an institution located within any state entering into such
19 supplementary agreement. Such supplementary agreements shall ~~(1) provide;~~

20 (a) Provide the rates to be paid for the care, treatment and custody of such
21 delinquent juveniles, taking into consideration the character of facilities, services
22 and subsistence furnished; ~~(2) provide~~

23 (b) Provide that the delinquent juvenile shall be given a court hearing prior to
24 being sent to another state for care, treatment and custody; ~~(3) provide~~

1 (c) Provide that the state receiving such a delinquent juvenile in one of its
2 institutions shall act solely as agent for the state sending such delinquent juvenile;

3 ~~(4) provide~~

4 (d) Provide that the sending state shall at all times retain jurisdiction over
5 delinquent juveniles sent to an institution in another state; ~~(5) provide~~

6 (e) Provide for reasonable inspection of such institutions by the sending state;
7 ~~(6) provide~~

8 (f) Provide that the consent of the parent, guardian, person or agency entitled
9 to the legal custody of said delinquent juvenile shall be secured prior to the
10 delinquent juvenile's being sent to another state; and ~~(7) make~~

11 (g) Make provision for such other matters and details as shall be necessary to
12 protect the rights and equities of such delinquent juveniles and of the cooperating
13 states.

NOTE: Replaces numbering not in conformity with current style.

14 SECTION 172. 939.62 (1) (intro.) of the statutes is amended to read:

15 939.62 (1) (intro.) If the actor is a repeater, as that term is defined in sub. (2),
16 and the present conviction is for any crime for which imprisonment may be imposed
17 ~~(, except for an escape under s. 946.42 or a failure to report under s. 946.425),~~ the
18 maximum term of imprisonment prescribed by law for that crime may be increased
19 as follows:

NOTE: Replaces parentheses consistent with current style.

20 SECTION 173. 940.20 (7) (title) of the statutes is created to read:

21 940.20 (7) (title) BATTERY TO EMERGENCY MEDICAL ~~TECHNICIANS, FIRST RESPONDERS~~
22 AND SIMILAR PERSONS.

NOTE: The other subsections of s. 940.20 have titles.

1 ~~SECTION 174.~~ 941.27 (1) (title) of the statutes is created to read:

2 941.27 (1) (title) DEFINITION.

NOTE: The other subsection of s. 941.27 has a title.

3 ~~SECTION 175.~~ 943.03 of the statutes is amended to read:

4 **943.03 Arson of property other than building.** Whoever, by means of fire,
5 intentionally damages any property ~~(other than a building)~~ of another without the
6 person's consent, if the property is of the value of \$100 or more, is guilty of a Class
7 E felony.
not a building and has a

NOTE: *Replaces parentheses consistent w/ current style, and*
~~Repositions text to accommodate the removal of parentheses~~ *and to improve readability*
CMH - Too chunky ???

8 ~~SECTION 176.~~ 943.04 of the statutes is amended to read:

9 **943.04 Arson with intent to defraud.** Whoever, by means of fire, damages
10 any property ~~(other than a building)~~, with intent to defraud an insurer of that
11 property is guilty of a Class D felony. Proof that the actor recovered or attempted to
12 recover on a policy of insurance by reason of the fire is relevant but not essential to
13 establish the actor's intent to defraud the insurer.

NOTE: Replaces parentheses consistent with current style.

14 ~~SECTION 177.~~ 946.13 (2) (intro.) of the statutes is amended to read:

15 946.13 (2) (intro.) Subsection (1) does not apply to any of the following:

NOTE: Amends provision consistent with current style for (intro.) provisions.

16 ~~SECTION 178.~~ 946.13 (2) (b) to (e) of the statutes are amended to read:

17 946.13 (2) (b) Contracts involving the deposit of public funds in public
18 depositories; ~~or,~~

19 (c) Contracts involving loans made pursuant to s. 67.12; ~~or,~~

20 (d) Contracts for the publication of legal notices required to be published,
21 provided such notices are published at a rate not higher than that prescribed by law;

22 ~~or,~~

1 (e) Contracts for the issuance to a public officer or employee of tax titles, tax
2 certificates, or instruments representing an interest in, or secured by, any fund
3 consisting in whole or in part of taxes in the process of collection, provided such titles,
4 certificates, or instruments are issued in payment of salary or other obligations due
5 such officer or employee; ~~or~~.

NOTE: Replaces punctuation for internal consistency and conformity with current style.

6 ~~SECTION 179.~~ 961.01 (2m) (a) of the statutes is amended to read:

7 961.01 (2m) (a) "Anabolic steroid" means any drug or hormonal substance,
8 chemically or pharmacologically related to testosterone ~~(, except estrogens,~~
9 progestin, and corticosteroids), that promotes muscle growth. The term includes all
10 of the substances included in s. 961.18 (7), and any of their esters, isomers, esters of
11 isomers, salts and salts of esters, isomers and esters of isomers, that are theoretically
12 possible within the specific chemical designation, and if such esters, isomers, esters
13 of isomers, salts and salts of esters, isomers and esters of isomers promote muscle
14 growth.

NOTE: Replaces parentheses consistent with current style.

15 ~~SECTION 180.~~ 967.04 (5) (a) of the statutes is renumbered 967.04 (5) (a) (intro.)
16 and amended to read:

17 967.04 (5) (a) (intro.) At the trial or upon any hearing, a part or all of a
18 deposition ~~(, so far as it is otherwise admissible under the rules of evidence),~~ may be
19 used if it appears ^{make it clear that a colon is being stricken here} That the any of the following conditions appears to have been met:

- 20 1. The witness is dead; that the
21 2. The witness is out of state, unless it appears that the absence of the witness
22 was procured by the party offering the ~~depositions; that the~~ ^{deposition}

(~~make~~ singular consistent w/ other usages in paragraph)

1 3. The witness is unable to attend or testify because of sickness or infirmity;
2 or that the.

3 4. The party offering the deposition has been unable to procure the attendance
4 of the witness by subpoena.

NOTE: Replaces parentheses and rennumbers provision in outline form consistent with current style and amends the (intro.) paragraph and subsequent subdivisions accordingly.

5 ~~SECTION 181.~~ 969.02 (2) (intro.) and (b) of the statutes are consolidated,
6 renumbered 969.02 (2) and amended to read:

7 969.02 (2) In lieu of release pursuant to sub. (1), the judge may ~~may (b) Require~~
8 require the execution of an appearance bond with sufficient solvent sureties, or the
9 deposit of cash in lieu thereof.

NOTE: As there is only one paragraph under s. 969.02 (2), the subsection (intro.) and par. (b) are consolidated as one statutory unit.

10 ~~SECTION 182.~~ 975.06 (6) of the statutes is amended to read:

11 975.06 (6) Persons committed under this section who are also encumbered with
12 other sentences, whether concurrent with or consecutive to the commitment, may be
13 placed by the department in any of the facilities listed in s. 975.08 (2) or (3) (a). Such
14 facilities may be regarded as state prisons for the purpose of beginning the other
15 sentences, crediting time served on them, and computing parole eligibility dates.

NOTE: Amends cross-reference consistent with renumbering by this bill.

16 ~~SECTION 183.~~ 975.08 (3) of the statutes is renumbered 975.08 (3) (a) and
17 amended to read:

18 975.08 (3) (a) The department may make use of law enforcement, detention,
19 parole, medical, psychiatric, psychological, educational, correctional, segregative
20 and other resources, institutions and agencies, public or private, within the state.
21 The department may enter into agreements with public officials for separate care

1 and special treatment (, in existing institutions), of persons subject to the control of
2 the department under this chapter.

3 (b) Nothing ~~herein~~ contained ~~shall give in par. (a) gives~~ the department ~~control~~
4 any of the following:

5 1. Control over existing institutions or agencies not already under its control,
6 ~~or give it power.~~

7 2. Power to make use of any private agency or institution without ~~its~~ that
8 agency's or institution's consent.

NOTE: Subdivides provision, replaces parentheses and pronouns and inserts
specific references for improved readability and conformity with current style.

9 SECTION 184. 978.12 (6) of the statutes is amended to read:

10 978.12 (6) (a) District attorneys and state employees of the office of district
11 attorney shall be included within all insurance benefit plans under ch. 40, except as
12 authorized in this subsection. Alternatively, the state shall provide insurance
13 benefit plans for district attorneys and state employees in the office of district attorney
14 in the manner provided in this subsection.

15 (b) A district attorney or other employee of the office of district attorney who was
16 employed in that office as a county employee on December 31, 1989, and who received
17 any form of fringe benefits other than a retirement, deferred compensation or
18 employee-funded reimbursement account plan as a county employee, as defined by
19 that county pursuant to the county's personnel policies, or pursuant to a collective
20 bargaining agreement in effect on January 1, 1990, or the most recent collective
21 bargaining agreement covering represented employees who are not covered by such
22 an agreement, may elect to continue to be covered under all such fringe benefit plans
23 provided by the county after becoming a state employee. In a county having a

1 population of 500,000 or more, the fringe benefit plans shall include health insurance
2 benefits fully paid by the county for each retired employee who, on or after December
3 31, 1989, attains at least 15 years of service in the office of district attorney of that
4 county, whether or not the service is as a county employee, for the duration of the
5 employee's life. An employee may make an election under this subsection paragraph
6 no later than January 31, 1990, except that an employee who serves as an assistant
7 district attorney in a county having a population of 500,000 or more may make an
8 election under this subsection paragraph no later than March 1, 1990. An election
9 under this subsection paragraph shall be for the duration of the employee's
10 employment in the office of district attorney for the same county by which the
11 employee was employed or until the employee terminates the election under ~~this~~
12 ~~subsection~~ par. (d), at the same cost to the county as the county incurs for a similarly
13 situated county employee.

14 (c) If the employer's cost for such fringe benefits described in par. (b) for any
15 such employee described in par. (b) is less than or equal to the cost for comparable
16 coverage under ch. 40, if any, the state shall reimburse the county for that cost. If
17 the employer's cost for such fringe benefits for any such employee is greater than the
18 cost for comparable coverage under ch. 40, the state shall reimburse the county for
19 the cost of comparable coverage under ch. 40 and the county shall pay the remainder
20 of the cost. The cost of comparable coverage under ch. 40 shall equal the average cost
21 of comparable coverage under ch. 40 for employees in the office of the state public
22 defender, as contained in budget determinations approved by the joint committee on
23 finance or the legislature under the biennial budget act for the period during which
24 the costs are incurred.

1 (d) An employe who makes the election under ~~this subsection~~ par. (b) may
2 terminate that election, and shall then be included within all insurance benefit plans
3 under ch. 40, except that the department of employe trust funds may require prior
4 written notice, not exceeding one year's duration, of an employe's intent to be
5 included under any insurance benefit plan under ch. 40.

NOTE: Subdivides long provision and inserts cross-references accordingly.

6 ~~SECTION 185.~~ 979.01 (1) (intro.) of the statutes is amended to read:

7 979.01 (1) (intro.) All physicians, authorities of hospitals, sanatoriums, public
8 and private institutions (~~public and private~~), convalescent homes, authorities of any
9 institution of a like nature, and other persons having knowledge of the death of any
10 person who has died under any of the following circumstances, shall immediately
11 report ~~such the~~ death to the sheriff, police chief, medical examiner or coroner of the
12 county ~~wherein such~~ where the death took place, ~~and the~~.

13 (1)(a) A sheriff or police chief shall, immediately upon notification of a death
14 under sub (1), notify the coroner or the medical examiner and the coroner or medical
15 examiner of the county where death took place, if the crime, injury or event occurred
16 in another county, shall immediately report such death immediately all of the
17 following to the coroner or medical examiner of that county:

NOTE: Repositions text to accommodate the removal of parentheses, replaces disfavored terms and inserts language to conform the provision with the current style for an (intro.).

18 ~~SECTION 186.~~ 985.01 (2) (intro.) and (a) to (c) of the statutes are amended to
19 read:

20 985.01 (2) (intro.) ~~The term "legal~~ "Legal notice" is means every notice required
21 by law or by order of a court to be published in a newspaper or other publication.

1 except notices required by private and local laws to be published in newspapers, and
2 includes all of the following:

3 (a) Every publication of laws, ordinances, resolutions, financial statements,
4 budgets and proceedings intended to give notice in an area;

5 (b) Every notice and certificate of election, facsimile ballot, referenda, notice
6 of public hearing before a governmental body, and notice of meetings of private and
7 public bodies required by law; ~~and~~.

8 (c) Every summons, order, citation, notice of sale or other notice ~~which~~ that is
9 intended to inform a person that the person may or shall do an act or exercise a right
10 within a designated period or upon or by a designated date.

NOTE: The subject matter of ~~section~~ 985.01 (2) (d) does not fit within the list under
s. 985.01 (2) (intro.), nor does it under the section (intro.). The text of par. (d) is moved
to the (intro.) by amendment and par. (d) is repealed by the following section of this bill.
Punctuation is replaced for conformity with current style. Incorrectly used "which" is
replaced.

11 ~~SECTION 187.~~ 985.01 (2) (d) of the statutes is repealed.

NOTE: See the previous section of this bill.

12 ~~SECTION 188.~~ 990.01 (13) (a) of the statutes is amended to read:

13 990.01 (13) (a) The word "homestead" means the dwelling and so much of the
14 land surrounding it as is reasonably necessary for use of the dwelling as a home, but
15 not less than one-fourth acre (, if available), and not exceeding 40 acres.

NOTE: Replaces parentheses consistent with current style.

16

(END)

1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3365/Plins
BEM:cmh:km

INSERT 1-6

(CS)
Note:

SECTION 1. 84.063 (6) of the statutes is repealed.

Eliminates obsolete provision.

SECTION 2. 85.024 (2) of the statutes is amended to read:

85.024 (2) The department shall administer a bicycle and pedestrian facilities program to award grants of assistance to political subdivisions for the planning, development or construction of bicycle and pedestrian facilities. Annually, the department shall award from the appropriation under s. 20.395 (2) (nx) grants to political subdivisions under this section. A political subdivision that is awarded a grant under this section shall contribute matching funds equal to at least 25% of the amount awarded under this section. The department shall select grant recipients annually ~~beginning in 1994~~ from applications submitted to the department on or before April 1 of each year.

create
auto-ref
"a"

History: 1993 a. 16; 1997 a. 27.

(CS) SECTION 3. 85.028 (1) of the statutes is repealed.

Note: Eliminates obsolete provision.

(CS) SECTION 4. 85.028 (2) of the statutes is renumbered 85.028.

Note: Renumbers provision to accommodate repeal in Section 3.

SECTION 5. 85.07 (7) of the statutes is amended to read:

use auto-ref "a"
3. A subsection may not stand alone.

85.07 (7) FEDERAL FUNDS. ~~Beginning in 1994, the~~ The department shall annually prepare a plan to use, for purposes of state and local emergency medical services, at least 25% of any federal funds transferred under 23 USC 153 (h). The department shall prepare the plan after consulting with the council on highway safety, the department of health and family services and the emergency medical services board. Funds expended under the plan may not be used to supplant other federal and state funds used for emergency medical services purposes. Funds may

(CS)

Note: This section specifies the ⁻²⁻effective date of rules promulgated under s. 86.266.

LRB-3365/Plins
BEM:cmh:km

not be expended under the plan unless any necessary federal approval of the plan has been obtained.

Note: Eliminates obsolete provision.

History: 1973 c. 182; 1975 c. 200; 1977 c. 196 s. 131; 1979 c. 34 ss. 19 to 24; Stats. 1979 s. 85.07; 1983 a. 74; 1985 a. 337; 1987 a. 40, 403; 1993 a. 251; 1995 a. 27 s. 9126 (19); 1997 a. 88.

SECTION 6. 86.26 (3) of the statutes is amended to read:

86.26 (3) This section does not apply to improvements on ~~existing~~ town roads ~~as of the effective date of rules promulgated by the department under s. 86.266 or September 30, 1994, whichever comes first~~ existing on October 1, 1992.

History: 1981 c. 20; 1987 a. 137 s. 6; 1989 a. 56; 1991 a. 39; 1993 a. 490.

SECTION 7. 86.32 (1m) of the statutes is repealed.

Note: Eliminates obsolete provision.

SECTION 8. 110.07 (5) (b) of the statutes is amended to read:

110.07 (5) (b) Upon request of an officer of the state traffic patrol under sub. (1) or inspector under sub. (3), the department shall make available to the traffic officer or inspector a bulletproof garment that may be used in the performance of his or her duties under this section. The department shall equip a traffic officer or inspector with a bulletproof garment as soon as practicable after receipt of the request from the traffic officer or inspector under this paragraph, ~~provided that each traffic officer or inspector who has made a request before September 1, 1997, shall be equipped with a bulletproof garment by that date.~~

Note: Eliminates obsolete provision.

History: 1971 c. 40, 125; 1973 c. 90, 146; 1975 c. 297; 1977 c. 29 ss. 1048, 1654 (7) (a), (c), 1656 (43); 1977 c. 305 s. 64; 1977 c. 418; 1979 c. 221; 1979 c. 333 s. 5; 1979 c. 361 s. 113; 1981 c. 96 s. 67; 1981 c. 390; 1983 a. 27; 1983 a. 175 s. 33; 1983 a. 191 s. 6; 1985 a. 29, 36, 63, 332; 1987 a. 332 s. 64; 1989 a. 31, 167, 170, 240, 335, 359; 1993 a. 25; 1995 a. 201, 227, 341.

INSERT 25-4

SECTION 9. 340.01 (3) (i) of the statutes is amended to read:

340.01 (3) (i) ~~Such~~ Privately owned ambulances ~~which are privately owned and that are operated by their owners or by their owners' agents and which vehicles that are authorized in writing by the sheriff or others designated by the county board to be operated as emergency vehicles. The sheriff or others designated by the county board may make such authorization which shall be in writing and which shall be~~ The

authorization is effective throughout the state until rescinded. The sheriff or others designated by the county board may designate any owner of ambulances usually kept in the county to operate ~~such vehicles~~ those ambulances as authorized emergency vehicles. ~~Such~~ The written authorization shall at all times be carried on each ambulance used for emergency purposes. The sheriff shall keep a file of such authorizations made under this paragraph in the sheriff's office for public inspection, and all other persons permitted to issue authorizations under this paragraph shall file a copy of all authorizations issued with the sheriff ~~who shall keep~~ them on file.

changes
inserts cross-references consistent with current style.
Note: Reorders text for improved readability; changes disfavored terms and inserts cross-references consistent with current style.
History: 1971 c. 100 s. 23; 1971 c. 201, 211, 233, 277, 307; 1973 c. 86, 157, 182, 185, 272, 333, 335; 1973 c. 336 s. 79; 1975 c. 25, 120, 121, 136, 192, 199, 320, 326; 1975 c. 429 ss. 2m, 2r, 3, 4, 8, 9; 1977 c. 5; 1977 c. 29 ss. 1405 to 1410, 1654 (3); 1977 c. 30 s. 5; 1977 c. 43, 55, 57, 116, 193, 272, 288, 418; 1979 c. 36, 221; 1979 c. 333 s. 5; 1979 c. 345; 1981 c. 20, 159, 329; 1983 a. 27, 78, 124, 130, 175; 1983 a. 189 ss. 249, 329 (17m), (24); 1983 a. 223, 227, 243, 270, 457, 459; 1983 a. 512 s. 8; 1983 a. 538; 1985 a. 29, 65; 1985 a. 146 s. 8; 1985 a. 165, 187, 287; 1987 a. 259, 270, 349, 399; 1989 a. 31; 1989 a. 75 s. 1; 1989 a. 102; 1989 a. 105 ss. 13 to 30, 37, 41, 42; 1989 a. 134, 170; 1991 a. 39, 239, 269, 277, 316; 1993 a. 15, 16, 63, 159, 198, 213, 246, 260, 399, 436, 490; 1995 a. 27 s. 9145 (1); 1995 a. 36, 77, 113, 138, 225, 436, 448; 1997 a. 27, 164, 252, 277.

INSERT 27-17

~~SECTION 10.~~ 341.10 (14) of the statutes is amended to read:

STRIKE
341.10 (14) ~~After December 31, 1993, the~~ The vehicle has a mobile air conditioner, as defined in s. 100.45 (1)(b), the distribution of which in this state would be prohibited under s. 100.45 (2).

Note: Eliminates obsolete provision.
History: 1973 c. 134; 1975 c. 32; 1977 c. 29 s. 1654 (7) (a); 1979 c. 34; 1979 c. 274; 1981 c. 165; 1983 a. 27, 78, 103, 169, 330; 1987 a. 235; 1989 a. 56, 284; 1991 a. 39, 316; 1993 a. 159, 288; 1995 a. 227; 1997 a. 27, 237.

~~SECTION 11.~~ 341.26 (2) (intro.) of the statutes is amended to read:

341.26 (2) FIVE-DOLLAR FEE FOR 5-YEAR REGISTRATION OF CERTAIN VEHICLES.
(intro.) A registration under this subsection expires on December 31 every 5th year.
~~The first 5-year registration period under this subsection terminates on December~~

~~31, 1993.~~ A registration fee of \$5 shall be paid to the department for the registration of each of the following vehicles:

History: 1971 c. 164 s. 83; 1971 c. 250; 1973 c. 200, 325, 333; 1975 c. 429; 1977 c. 23; 1977 c. 29 ss. 1431 to 1434, 1654 (7) (a); 1977 c. 145, 292, 418, 447; 1979 c. 32 ss. 69, 92 (1); 1979 c. 221; 1981 c. 20; 1983 a. 152, 175, 180, 192, 227, 270, 538; 1985 a. 120, 187; 1987 a. 106, 154, 216; 1987 a. 312 s. 17; 1987 a. 399, 403; 1989 a. 31; 1991 a. 39, 316; 1993 a. 64, 350; 1995 a. 338; 1997 a. 27, 237.

Note: Eliminates obsolete provision.
(CS)

INSERT 28-5

SECTION 12. 343.315 (4) of the statutes is amended to read:

343.315 (4) NOTIFICATION. ~~Beginning on April 1, 1992, the~~ The department shall send the notice of disqualification by 1st class mail to a person's last-known residence address. This subsection does not apply to disqualifications under sub. (2)

(g). Note: Eliminates obsolete provision.
(CS)

History: 1989 a. 105; 1991 a. 39, 277; 1995 a. 113, 448; 1997 a. 84, 258.

INSERT 30-22

SECTION 13. 346.63 (2) (a) 3. of the statutes is renumbered 346.63 (2) (am) and amended to read:

346.63 (2) (am) A person may be charged with and a prosecutor may proceed upon a complaint based upon a violation of ~~subd. par. (a) 1. or 2.~~ or both for acts arising out of the same incident or occurrence. If the person is charged with violating both ~~subds. par. (a) 1. and 2.~~ in the complaint, the crimes shall be joined under s. 971.12. If the person is found guilty of ~~both subds. par. (a) 1. and 2.~~ for acts arising out of the same incident or occurrence, there shall be a single conviction for purposes of sentencing and for purposes of counting convictions under ss. 343.30 (1q) and 343.305. Subdivisions Paragraph (a) 1. and 2. each require ~~requires~~ proof of a fact for conviction which the other does not require.

History: 1971 c. 40 s. 93; 1971 c. 219; 1977 c. 193; 1981 c. 20, 184; 1983 a. 74, 459, 521; 1985 a. 32, 337; 1987 a. 3, 27; 1989 a. 105, 275; 1991 a. 277; 1995 a. 436, 448; 1997 a. 27, 252.

Insert 51-12

~~SECTION 14~~ 560.034 (1) of the statutes is amended to read:

560.034 (1) The department shall prescribe the notice forms to be used under ss. 66.521 (4m) (a) 1. and 234.65 (3) (a) 1. The department shall include on the forms a requirement for information on the number of jobs the person submitting the notice expects to be eliminated, created or maintained on the project site and elsewhere in this state by the project which is the subject of the notice. The department shall prescribe the forms to be used under ss. 66.521 (4m) (b) and 234.65 (3r).

History: 1985 a. 299.

~~SECTION 15~~ 560.034 (3) of the statutes is amended to read:

560.034 (3) If the department receives a notice under s. 234.65 (3) (a) 1., the department shall estimate, no later than 20 days after receipt of the notice, whether the project which is the subject of the notice is expected to eliminate, create or maintain jobs on the project site and elsewhere in this state and the net number of jobs expected to be eliminated, created or maintained as a result of the project.

cs
History: 1985 a. 299.
NOTE: SECTIONS 14 and 15 are amended to change cross-references consistent with the renumbering in Sections 14 and 15.
Insert 53-20

~~SECTION 16~~ 631.07 (3) (a) 5. of the statutes is renumbered 631.07 (3) (am) and amended to read:

631.07 (3) (am) Insurance for persons in international public service. The commissioner may promulgate rules permitting issuance of insurance for a limited term on the life or health of a person serving outside the continental United States

in the public service of the United States, provided the policyholder is closely related by blood or by marriage to the person whose life or health is insured.

History: 1975 c. 373, 375, 422; 1977 c. 354 s. 101; 1989 a. 336.

NOTE: The other paragraphs under sub. (3) have titles.
CS